

32692
Customer Number

Patent
Case No. 51750US002
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DEC 17 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor: **JACOBS, GREGORY F.**

Application No.: **10/039654** Group Art Unit: **3671**

Filed: **December 31, 2001** Examiner: **Hartmann, Gary S.**

Title: **MATRIX ELEMENT MAGNETIC PAVEMENT MARKER AND METHOD OF
MAKING SAME**

RESPONSE

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR § 1.8(a)]

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 transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 872-9306.

17 Dec. 2004

Signed by: **Amber Nicholson**

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

On November 19, 2004, the attached Request for Continued Examination and Amendment were submitted. In response to the submission, the Examiner issued an Advisory Action. Upon contacting the Examiner via telephone it was noted that the RCE request was not entered. Applicant respectfully requests that the RCE request and amendment be entered.

Respectfully submitted,

12-17-04
Date

By: Carolyn Fischer
Carolyn A. Fischer, Reg. No.: 39,091
Telephone No.: (651) 575-3915

Office of Intellectual Property Counsel
3M Innovative Properties Company
Facsimile No.: 651-736-3833

**RESPONSE UNDER 37 CFR 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP: (3671)**

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*CAF
m.s*

AMENDMENT AND RESPONSE UNDER 37 CFR § 1.116

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Alexandria, VA 22313-1450

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Date	<i>19 Nov. 2004</i>
Signed by: <i>Amber Nicholson</i>	

Dear Sir:

This is in response to the outstanding Office Action, dated June 23, 2004, in the above-identified application.

Upon review of the file, it was noted that the initialed Form PTO-1449 filed with the Disclosure Statement dated September 28, 2004 has not been received. It is requested that the Examiner initial the Form PTO-1449, a copy of which is enclosed for the Examiner's convenience, and return it to the undersigned attorney.